IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

Bail Appl..No. 501 of 2007()

(CRIME NO.33/2006 OF THE KANJIRAPPALLY EXCISE RANGE

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PETITIONER/ACCUSED:

SALIN, AGED 48, S/O.NARAYANAN,
NJARAKKAMATTATHIL HOUSE,
ERUMELI NORTH VILLAGE, KANJIRAPPALLY.

BY ADV. SRI.N.RETHEESH

RESPONDENTS:

1. **STATE OF KERALA, REPRESENTED BY**
   THE PUBLIC PROSECUTOR, HGIH COURT OF KERALA,
   ERNAKULAM.

2. **THE EXCISE INSPECTOR,**
   KANJIRAPPALLY EXCISE RANGE, KANJIRAPPALLY.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 501 OF 2007

Dated this the 7th day of February, 2007

O R D E R

The petitioner, who is the accused in C.R. No.33/2006 of Kanjirappally Excise Range for an offence punishable under Section 55 (g) of the Abkari Act, for having been found in possession of 40 liters of wash on 27.12.2006 and was arrested on the same day, seeks his enlargement on bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor. The learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is an accused in two other crimes involving similar abkari offences.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

(V. RAMKUMAR, JUDGE)

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